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Examiner S.L. Chen, Group Art Unit: 1632 United States Patent and Trademark Office	571-272-0726	703-872-9306

From : Stephen E. Reiter *S.E.R.*  
 Email Address : [sreiter@foley.com](mailto:sreiter@foley.com)  
 Sender's Direct Dial : 858.847.6711  
 Date : October 26, 2004  
 Client/Matter No : 088802-5154 (SALK2250-2)  
 User ID No : 1877

## MESSAGE:

Re: United States Patent Application No. 09/913,427

Following are:

- 1) Amendment Transmittal with Petition for an Extension of Time (6 pgs.)
- 2) Response (12 pgs.)

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**CENTRAL FAX CENTER** Atty. Dkt. No.: ERI-113XX  
(SALK2250-2; 088802-5154)  
OCT 26 2004

*IN THE UNITED STATES PATENT AND TRADEMARK OFFICE*

Applicant: Young et al

Title: INTEGRATION OF  
TRANSPLANTED NEURAL  
PROGENITOR CELLS INTO  
NEURAL TISSUE OR  
IMMATURE AND MATURE  
DYSTROPHIC RECIPIENTS

Appl. No.: 09/913,427

Filing Date: 10/12/2001

Examiner: S.L. Chen

Art Unit: 1632

**CERTIFICATE OF FAX/SMILE TRANSMISSION**

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*Stephen E. Reiter, Reg. 31,192*

(Printed Name)

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(Signature)

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*October 26, 2004*

(Date of Deposit)

## **AMENDMENT TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Additional Claims Fee	
Total Claims:	22	-	36	=	0	x	\$18.00	=
Independent Claims:	1	-	3	=	0	x	\$88.00	=
First presentation of any Multiple Dependent Claims:				+	\$300.00			\$0.00
					CLAIMS FEE TOTAL			\$0.00

In re application of  
Michael J. Young et al.  
Application No.: 09/913,427  
Page 2 of 3

Atty. Dkt. No. SALK2250-2 (088802-5154)

[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[ ] Extension for response filed within the first month:	\$110.00	\$0.00
[ X ] Extension for response filed within the second month:	\$430.00	\$430.00
[ ] Extension for response filed within the third month:	\$980.00	\$0.00
[ ] Extension for response filed within the fourth month:	\$1,530.00	\$0.00
[ ] Extension for response filed within the fifth month:	\$2,080.00	\$0.00
	EXTENSION FEE TOTAL:	\$430.00
[ ] Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$0.00
	CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:	\$430.00
[ X ]	Small Entity Fees Apply (subtract ½ of above):	\$215.00
	TOTAL FEE:	\$215.00

[ X ] Please charge Deposit Account No. 50-0872 in the amount of \$215.00. A duplicate copy of this transmittal is enclosed.

[ ] A check in the amount of \$215.00 is enclosed.

[ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

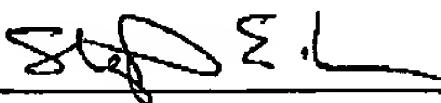
In re application of  
Michael J. Young et al.  
Application No.: 09/913,427  
Page 3 of 3

Atty. Dkt. No. SALK2250-2 (088802-5154)

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date October 26, 2004

By 

FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: (858) 847-6711  
Facsimile: (858) 792-6773

Stephen E. Reiter  
Attorney for Applicant  
Registration No. 31,192

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Atty. Dkt. No.: ERI-113XX  
(SALK2250-2; 088802-5154)

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Examiner: S.L. Chen

Art Unit: 1632

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*Stephen E. Reiter, Reg. J1,192*  
 (Printed Name)

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*Stephan E. Reiter*  
 (Signature)

---

*October 26, 2004*  
 (Date of Deposit)

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Page 2 of 3

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Page 3 of 3

Atty. Dkt. No. SALK2250-2 (088802-5154)

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Respectfully submitted,

Date October 26, 2004 By S.E.R.

FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: (858) 847-6711  
Facsimile: (858) 792-6773

Stephen E. Reiter  
Attorney for Applicant  
Registration No. 31,192

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PATENT  
Attorney Docket No.: ERI-113XX  
(SALK2250-2; 088802-5154)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Young et al.

Application No.: 09/913,427

Confirmation No.: 9775

Filing Date: October 12, 2001

For: INTEGRATION OF TRANSPLANTED  
NEURAL PROGENITOR CELLS INTO  
NEURAL TISSUE OR IMMATURE AND  
MATURE DYSTROPHIC RECIPIENTS

Group Art Unit: 1632

Examiner: S. L. Chen

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the United States Patent and Trademark Office, Washington,  
D.C., on the date below.

Stephen E. Reiter

Printed Name

 S.E.R. October 26, 2004

Signature

Date

MAIL STOP NON-FEE AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE

Sir:

Responsive to the Office Action mailed May 26, 2004, please consider the following  
amendments and remarks.

Amendments to the specification begin on page 2 of this communication.

Amendments to the Claims are reflected in the Listing of Claims which begins on page  
3 of this communication.

Remarks begin on page 7 of this communication.

023.259618.2

PAGE 8/19 \* RCVD AT 10/26/2004 8:08:33 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-1/0 \* DNIS:8729306 \* CSID: \* DURATION (mm:ss):04:30